

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2020-014248

11/09/2020

HONORABLE DANIEL J. KILEY

CLERK OF THE COURT
P. McKinley
Deputy

DONALD J TRUMP FOR PRESIDENT INC, et
al.

THOMAS J. BASILE

v.

KATIE HOBBS, et al.

ROOPALI HARDIN DESAI

SARAH R GONSKI
ALEXANDER M KOLODIN
KORY A LANGHOFER
CHRISTOPHER A VISKOVIC
CHRISTOPHER B FORD
SUE BECKER
JOSEPH I VIGIL
JOSEPH EUGENE LA RUE
DANIEL A ARELLANO
EMILY M CRAIGER
THOMAS PURCELL LIDDY
COURT ADMIN-CIVIL-ARB DESK
DOCKET-CIVIL-CCC
JUDGE KILEY

MINUTE ENTRY

East Court Building – Courtroom 911

3:01 p.m. This is the time set for virtual Order to Show Cause Return Hearing. Plaintiffs
Donald J. Trump for President, Inc., Republican National Committee and Arizona Democratic

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2020-014248

11/09/2020

Party are represented by counsel, Kory Langhofer for attorney of record Thomas Basile. Defendant Katie Hobbs (in her official capacity as the Arizona Secretary of State) is represented by counsel, Roopali Hardin Desai. Defendant Adrian Fontes (in his official capacity as the Maricopa County Recorder) and Defendants Jack Sellers; Steve Chucri; Clint Hickman; Bill Gates and Steve Gallardo (in their official capacities as members of the Board of Supervisors for Maricopa County) (collectively, the “Maricopa County Defendants”) are represented by counsel, Thomas P. Liddy and Joseph LaRue. Proposed Intervener Arizona Democratic Party is represented by counsel, Sarah R. Gonski. Proposed Interveners Laurie Aguilera and Donovan Drobina are represented by counsel, Alexander Kolodin, Christopher Viskovic and Sue Becker. All appearances are virtual via the GoToMeeting platform.

A record of the proceedings is made digitally in lieu of a court reporter.

The Maricopa County Defendants object to proceeding with today’s Order to Show Cause hearing on the grounds of lack of service.

Discussion is held regarding the Court’s disclosure contained in the Order to Show Cause filed November 9, 2020.

Following discussion, the Court will recess to provide counsel the opportunity to review the Order to Show Cause in detail.

3:11 p.m. Court stands at recess.

3:31 p.m. Court reconvenes with counsel present.

A record of the proceedings is made digitally in lieu of a court reporter.

Further discussion is held regarding the Court’s disclosure contained in the Order to Show Cause filed November 9, 2020.

The parties find no conflict of interest exists and have no objection to the Court proceeding.

Discussion is held regarding the Proposed Intervenor Arizona Democratic Party’s Motion to Intervene filed November 9, 2020.

Following discussion and there being no objections,

IT IS ORDERED granting Arizona Democratic Party’s Motion to Intervene.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2020-014248

11/09/2020

Argument is presented regarding the Proposed Intervenors Laurie Aguilera and Donovan Drobina's Motion to Intervene filed November 9, 2020.

For the reasons stated on the record,

IT IS ORDERED denying Proposed Intervenors Laurie Aguilera and Donovan Drobina's Motion to Intervene.

Discussion is held regarding how this matter should proceed.

Following discussion, and for the reasons stated on the record,

IT IS ORDERED setting a combined Evidentiary Hearing and Oral Argument on the legal issues on **November 12, 2020 at 9:30 a.m. (time allotted: 5 hours)** in this division via the GoToMeeting platform.

<https://www.gotomeet.me/Rolena>

Parties can access the hearing by using a telephone by calling:

Telephone Number: [+1 \(786\) 535-3211](tel:+17865353211)
Access Code: **346-956-893**

The audience line is:

Telephone Number: **1-877-309-2073**
Access Code: **697-460-909**

If you have trouble accessing the hearing, contact Judge Kiley's judicial staff at 602-372-3839.

Time allocation for the hearing shall be as follows:

Plaintiffs: 2.5 hours
Government Defendants: 1.5 hours
Intervenor: 1.0 hours

IT IS FURTHER ORDERED the parties shall file and exchange simultaneous pre-hearing briefs **no later than November 10, 2020 at 8:00 p.m.** The parties shall exchange their

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2020-014248

11/09/2020

briefing by email and also to this division. Plaintiff's prehearing brief shall not exceed a combined page count of 50 pages. The Defendants and intervenor's briefs shall not exceed 17 pages each.

IT IS FURTHER ORDERED each party shall file and exchange lists of witnesses and exhibits by no later than **November 10, 2020 at 3:00 p.m.**

IT IS FURTHER ORDERED by no later than **3:00 p.m. November 10, 2020**, the parties shall submit their exhibits through the exhibit submission portal at this link <https://www.clerkofcourt.maricopa.gov/services/exhibits-submission> or deliver them to this division for marking.

For electronic and in-person exhibit submission, please visit, <https://www.clerkofcourt.maricopa.gov/services/exhibits-submission>. The webpage will provide instructions and guidance for electronic submission as well as locations for in-person submission of exhibits.

NOTICE: Exhibits Marked But Not Offered

Exhibits submitted to the court for an evidentiary hearing/trial, whether through hard copy or submitted electronically, that are marked as exhibits but are not offered into evidence at the evidentiary hearing will be destroyed following the hearing/trial, unless a party requests that the evidence be returned at the conclusion of the hearing. Such requests must be filed with the Court and served on all parties in advance of the hearing or by no later than the conclusion of the hearing.

4:36 p.m. Matter concludes.

Due to the spread of COVID-19, the Arizona Supreme Court Administrative Order 2020-79 requires all individuals entering a court facility to wear a mask or face covering at all times they are in the court facility. With limited exceptions, the court will not provide masks or face coverings. Therefore, any individual attempting to enter the court facility must have an appropriate mask or face covering to be allowed entry to the court facility. Any person who refuses to wear a mask or face covering as directed will be denied entrance to the court facility or asked to leave. In addition, all individuals entering a court facility will be subject to a health screening protocol. Any person who does not pass the health screening protocol will be denied entrance to the court facility.